

Having considered the parties' briefing on this motion and their arguments during the hearing, I conclude that there is good cause for modifying and extending the remaining deadlines. Defendants' motion is timely filed and they have adequately explained why they cannot complete

discovery before October 3. While the Court agrees that defendants could have moved more promptly to assemble documents, assess the materiality of witnesses, identified translators, etc., the Court cannot conclude that the delay is either intentional or unduly prejudicial to plaintiff. The attorneys for both parties are clearly busy and their prior involvement in their clients' business disputes justifies their continued involvement, despite the fact that some delay in the progress of this litigation has resulted.

Additionally, it is highly unlikely that the Court will be available to try this case starting on December 12 because of commitments in other civil cases, as well as the criminal docket. Because it is unlikely that the Court will be able to try this case in December, an extension of the remaining pretrial deadlines does not unduly prejudice plaintiff.

Accordingly, the motion to modify deadlines is ORDERED GRANTED as follows:

1. Defendant's expert witness deadline extended to September 23, 2011
2. Discovery deadline extended to November 15, 2011
3. Dispositive motion deadline extended until December 15, 2011
4. Jury selection and trial is reset to March 26, 2012 at 9:30 a.m., before the Honorable Orlando L. Garcia, Courtroom 1, First Floor, John H. Wood, Jr. United States Courthouse, 655 East Durango Boulevard, San Antonio, Texas 78206.

No further motions for extensions of deadlines will be entertained absent exceptional circumstances.

SIGNED on August 17, 2011.

A handwritten signature in cursive script, reading "Nancy Stein Nowak", written in black ink over a horizontal line.

NANCY STEIN NOWAK
UNITED STATES MAGISTRATE JUDGE